

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

CLAUDE BROWN,

Plaintiff,

VS.

KING COUNTY,

Defendant.

No.

**NOTICE OF REMOVAL OF ACTION
UNDER 28 U.S.C. 1441 (c)
(FEDERAL QUESTION)**

PLEASE TAKE NOTICE that Defendant King County ("Defendant") hereby removes to

this Court the action described below:

1. Original Complaint.

On July 25, 2016, an action was filed in the Superior Court of the State of Washington for King County. It was entitled: *Claude Brown v. King County*, No. 16-2-17555-4 SEA. A copy of the original Complaint in this action is attached as Exhibit A.

2. **Nature of Action.** In this action, Plaintiff seeks damages from Defendant arising out of 42 U.S.C. §1981. The complaint appears to raise alleged violations of discrimination in violation of 42 U.S.C. §1981 and alleges violation of federal law. The allegations in Plaintiff's Complaint related to alleged violations of the United States Code raise a federal question.

NOTICE OF REMOVAL OF ACTION UNDER 28
USC 1441 (c) (FEDERAL QUESTION) - 1

Daniel T. Satterberg, Prosecuting Attorney
CIVIL DIVISION, Litigation Section
900 King County Administration Building
500 Fourth Avenue
Seattle, Washington 98104
(206) 296-0430 Fax (206) 296-8819

1 3. **Jurisdiction.** This proceeding is a civil action over which this Court has original
2 jurisdiction under 28 U.S.C. § 1331 and supplemental jurisdiction under 28 U.S.C. § 1337(a).
3 Plaintiff's claims necessarily raise a federal question that must be decided as part of plaintiff's
4 affirmative case and federal question jurisdiction exists as part of plaintiff's well-plead
5 complaint.

6 4. **Intradistrict Assignment.** Pursuant to LCR 101(e) and LCR 3(d), this case is
7 properly assigned to the Seattle Division because the incidents that form the basis for plaintiff's
8 cause of action occurred in King County.

9 5. **Jury Demand.** Jury demand has been filed by Plaintiff.

10 6. **Consent.** There are no other defendants in this action.

11 7. **Notice and Filing.** Notice of the filing of this Notice of Removal has been given
12 to plaintiff and a true and correct copy of this Notice has been filed with the Clerk of the
13 Superior Court of Washington for King County.

14 8. **Reservation.** Defendants reserve the right to amend or supplement this Notice of
15 Removal.

16 9. **Rule 11.** This Notice of Removal is signed pursuant to Rule 11 of the Federal
17 Rules of Civil Procedure.

18 10. **Certificate of Service.** A certificate of service for this removal notice, which
19 includes all counsel and pro se parties who have appeared in this action with their contact
20 information (including emails), is attached.

21 //

22 //

23
NOTICE OF REMOVAL OF ACTION UNDER 28
USC 1441 (c) (FEDERAL QUESTION) - 2

Daniel T. Satterberg, Prosecuting Attorney
CIVIL DIVISION, Litigation Section
900 King County Administration Building
500 Fourth Avenue
Seattle, Washington 98104
(206) 296-0430 Fax (206) 296-8819

Dated this 24th day of August, 2016.

DANIEL T. SATTERBERG
King County Prosecuting Attorney

s/ ERIN OVERBEY
ERIN OVERBEY, WSBA #21907
Senior Deputy Prosecuting Attorney
Attorneys for King County
King County Prosecuting Attorney
500 Fourth Avenue, Suite 900
Seattle, WA 98104
(206) 296-8820 Fax (206) 296-8819
Erin.Overbey@kingcounty.gov

DECLARATION OF FILING AND SERVICE

I hereby certify that on August 24, 2016, I electronically filed the foregoing Notice of Removal with the Clerk of the Court using the CM/ECF system and mailed a copy of the same by first class United States mail to the following:

Darryl Parker
Civil Rights Justice Center, PLLC
2150 N 107th Street, Suite 520
Seattle, WA 98133
dparker@civilrightsjusticecenter.com

I declare under penalty of perjury under the laws of the United States and the State of Washington that the foregoing is true and correct.

DATED this 24th day of August, 2016 at Seattle, Washington.

s/ Heidi Lau
HEIDI LAU
Legal Secretary
King County Prosecuting Attorney's Office

NOTICE OF REMOVAL OF ACTION UNDER 28
USC 1441 (c) (FEDERAL QUESTION) - 3

Daniel T. Satterberg, Prosecuting Attorney
CIVIL DIVISION, Litigation Section
900 King County Administration Building
500 Fourth Avenue
Seattle, Washington 98104
(206) 296-0430 Fax (206) 296-8819